

1 **Gregory L. Spallas - # 129306**
 2 **Kristi A. Nguyen - # 241201**
 3 **PHILLIPS, SPALLAS & ANGSTADT LLP**
 4 650 California Street, 10th Floor
 5 San Francisco, California 94108
 6 Phone: (415) 278-9400
 7 Fax: (415) 278-9411

8 Attorneys for Defendants
 9 WAL-MART STORES, INC. and
 10 SUHARD MEHTA

11 **Paul L. Rein - # 43053**
 12 **Patricia Barbosa - # 125865**
 13 **Julie McLean - # 215202**
 14 **LAW OFFICES OF PAUL L. REIN**
 15 200 Lakeside Drive, Suite A
 16 Oakland, CA 94612
 17 Phone: (510) 832-5001

18 Attorneys for Plaintiff
 19 JOSEPH MARKETTE

20 UNITED STATES DISTRICT COURT
 21 NORTHERN DISTRICT OF THE UNITED STATES

22 JOSEPH MARKETTE,
 23 Plaintiff,

24 v.

25 WAL-MART STORES, INC., SUHARD
 26 MEHTA; and DOES 2-25, inclusive
 27 Defendants.

Case No. C 05-02173 MJJ

**JOINT STIPULATION FOR DISMISSAL
 OF ENTIRE ACTION WITH
 PREJUDICE**

[F.R.C.P. 41(a)(1)]

28 TO THE COURT :

IT IS HEREBY STIPULATED by and between plaintiff JOSEPH MARKETTE, by and through plaintiff's attorney of record, and defendants WAL-MART STORES, INC. and SUHARD MEHTA, by and through defendants' counsel of record, that the above-captioned action be and hereby dismissed with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1) as the parties have reached an informal out-of-court resolution.


-1-

JOINT STIPULATION FOR DISMISSAL OF ENTIRE ACTION WITH PREJUDICE.
 U.S.D.C. - Northern District of California - Case No. C 05-02173 MJJ

1 Dated: September 12, 2007

PHILLIPS, SPALLAS & ANGSTADT LLP

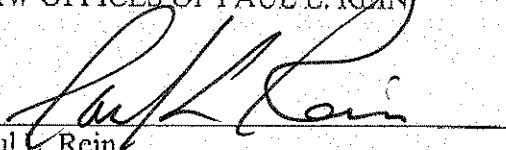
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3
4 By:


Gregory L. Spallas
Attorneys for Defendants
WAL-MART STORES, INC. and
SUHARD MEHTA

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8 Dated: September 5, 2007

LAW OFFICES OF PAUL L. REIN

9
10 By:


Paul L. Rein
Attorneys for Plaintiff
JOSEPH MARKETTE

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17 ORDER

18 IT IS SO ORDERED.

19 Dated: 9/13/07


U.S. District Court Judge